



10/25/2010

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROBERT McCARTHY ,

Plaintiff,

v.

**RAMADA WORLDWIDE, INC.; GOOD
KARMA HOSPITALITY, INC.; And DOES 1
THROUGH 10, Inclusive**

Defendants.

Case No.: C09-04396 JW

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

[Fed.R.Civ.P. Rule 41(a)(1)]

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1 Plaintiff ROBERT McCARTHY hereby gives Notice of his Voluntary Dismissal
2 WITHOUT Prejudice as to remaining Defendant GOOD KARMA HOSPITALITY, INC and the
3 remaining case in its entirety. Defendant GOOD KARMA HOSPITALITY, INC never officially
4 appeared in this action. The removing Defendant RAMADA WORLDWIDE, INC. that
5 appeared in this action was previously dismissed on May 5, 2010 due to a settlement.

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7 **IT IS SO REQUESTED AND NOTICE GIVEN.**

8
9 Dated: October 20, 2010

LAW OFFICES OF DAVID C. WAKEFIELD

10 By: /S/ David C. Wakefield
11 David C. Wakefield, Esq.
12 Attorney for Plaintiff Robert McCarthy

13 **IT IS SO ORDERED.**

14 The Clerk shall close this file.

15 Dated: October 25, 2010

16 
United States District Judge

CERTIFICATE OF SERVICE

I am employed in the County of San Diego, State of California. I am over the age of 18 and not a party to the within action; my business address is POB 712739, San Diego, California, 92171-2739.

On this date, I served the following document(s) described as

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

on the following parties in this action by:

BY ELECTRONIC SERVICE TRANSMISSION via the United States District Court, Central Division of California, Case Management/Electronic Case Files, Filing System. I served a copy of the above listed document(s) to the e-mail addresses of the addressee(s) by use of email as identified and maintained therein.

GOOD KARMA HOSPITALITY, INC
16115 Condit Road,
Morgan Hill, California 95037-9508
For Defendant GOOD KARMA HOSPITALITY, INC

X BY MAIL: placing _____ the original **X** a true copy thereof enclosed in sealed enveloped addressed as stated above. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on the same day with postage thereon fully prepaid, mailed at San Diego, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

X FEDERAL: I declare that I am employed in the office of a member of the Bar of this Court, at whose direction this service was made.

EXECUTED on October 21, 2010, at San Diego, California.

/S/ David C. Wakefield
David C. Wakefield